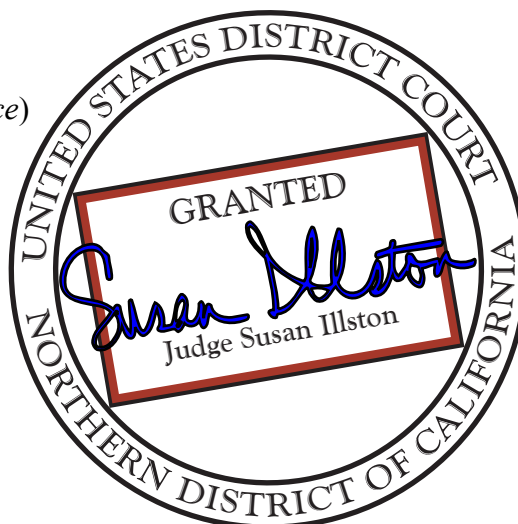


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Counsel for Plaintiff and the putative class

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

JAVIER HERRERA, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

CREDIT BUREAU OF NAPA COUNTY,
INC., a California corporation,

Defendant.

Case No. 3:13-cv-00090-SI

**STIPULATION OF DISMISSAL
PURSUANT TO FED. R. CIV. P.
41(a)(1)(A)(ii)**

Judge: Honorable Susan Illston

1 Plaintiff Javier Herrera (“Herrera”) and Defendant Credit Bureau of Napa County, Inc.
2 (“Defendant”) (collectively, the “Parties”), hereby stipulate and agree, pursuant to Federal Rule of
3 Civil Procedure 41(a)(1)(A)(ii), to the dismissal *with prejudice* of Herrera’s individual claims
4 against Defendant in this matter, and *without prejudice* as to the claims of the putative class. In
5 support of the instant stipulation, the Parties state as follows:

6 WHEREAS, on January 8, 2013, Herrera filed his putative class action complaint against
7 Defendant (Dkt. 1);

8 WHEREAS, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the Parties may
9 stipulate to the dismissal of this action without a Court order;

10 WHEREAS, the Parties have conferred and agreed to stipulate to the dismissal of Herrera’s
11 individual claims against Defendant in this action *with prejudice*;

12 WHEREAS, the Parties have further agreed to stipulate to the dismissal of the claims of the
13 putative class against Defendant *without prejudice*;

14 WHEREAS, except as they have otherwise agreed, the Parties shall each bear their own
15 attorneys’ fees and expenses incurred in any way related to the litigation of this action;

16 NOW THEREFORE, the Parties hereby STIPULATE and AGREE as follows:

17 1. Plaintiff Herrera’s individual claims against Defendant in this action shall be
18 dismissed *with prejudice*;

19 2. The claims of the putative class in this action shall be dismissed *without prejudice*;

20 3. Except as otherwise agreed, the Parties shall each bear their own attorneys’ fees and
21 expenses incurred in any way related to the litigation of this action.

22 IT IS SO STIPULATED.

23 *

24 *

25 *

JAVIER HERRERA, individually and on behalf of
all others similarly situated,

Dated: March 14, 2014

By: /s/ Benjamin H. Richman
One of Plaintiff's Attorneys

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CREDIT BUREAU OF NAPA COUNTY, INC.,

Dated: March 14, 2014

By: /s/ Robert L. Arleo
One of Defendant's Attorneys

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FILER'S ATTESTATION PURSUANT TO CIVIL LOCAL 5-1(i)(3)

I, Benjamin H. Richman, hereby certify that I am the ECF user whose identification and password are being used to file the foregoing ***Stipulation of Dismissal Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii)***, and that the above-referenced signatory to this stipulation has concurred in this filing.

/s/ Benjamin H. Richman